UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF CALIFORNIA

CODY NICHOLS, an individual, Plaintiff, v. DEUTSCHE BANK NATIONAL TRUST, as Trustee for Morgan Stanley Loan Trust 2006-HE4, an entity of unknown form; DECISION ONE MORTGAGE COMPANY, LLC, a North Carolina Limited Liability Company, and DOES 1-10, inclusive, Defendants.	Civil No.07cv2039 L (NLS) **ORDER FOLLOWING EARLY NEUTRAL EVALUATION CONFERENCE, SETTING RULE 26 COMPLIANCE, AND NOTICE OF *TELEPHONIC* CASE MANAGEMENT CONFERENCE**

On January 9, 2008, the Court convened an Early Neutral Evaluation Conference (ENE) in this action. While the parties appeared close to achieving a final settlement, they have never confirmed to the Court their final status on settlement. At the ENE the Court discussed compliance with Federal Rule of Civil Procedure, Rule 26, and based thereon, issues the following orders:

1. Counsel are ordered to appear **telephonically** on ***March 14, 2008 at 9:30 a.m.*** before Magistrate Judge Stormes for a Case Management Conference pursuant to Federal Rule of Civil Procedure 16(b). Plaintiff's counsel shall initiate the telephonic conference.

2. The Rule 26(f) conference shall be completed on or before ***February 11, 2008***.

3. A Joint Discovery Plan shall be lodged with Magistrate Judge Stormes on or before ***February 21, 2008***. (The date and time for the CMC should be included in the caption of the Joint Discovery Plan.)

4. The date of initial disclosure pursuant to Rule 26(a)(1)(A-D) shall occur on or before ***March 6, 2008***.

Plaintiff's(s') counsel shall serve a copy of this order on all parties that enter this case hereafter. Each responsible attorney of record and all parties representing themselves shall participate in the conference. Represented parties need not participate.

Failure of any counsel or party to comply with this order will result in sanctions.

IT IS SO ORDERED.

DATED: January 17, 2008

Hon. Nita L. Stormes
U.S. Magistrate Judge